No. 93-1129

Supreme Court, U.S.
FILED
DEC 7 1994
CLERK

In The

# Supreme Court of the United States

October Term, 1993

COTTER & COMPANY d/b/a TRU-TEST MANUFACTURING COMPANY, f/k/a GENERAL PAINT & CHEMICAL COMPANY DIVISION GENERAL POWER EQUIPMENT DIVISION,

*Petitioner,*

v.

ROBERT BRIZENDINE, TRUSTEE ON BEHALF OF THE BANKRUPTCY ESTATE OF BROWN TRANSPORT TRUCKLOAD, INC., BROWN TRANSPORT CORPORATION, THURSTON MOTOR LINES,

*Respondent.*

**On Petition For Writ Of Certiorari To The United States Court Of Appeals For The Seventh Circuit**

## STATEMENT OF RESPONDENT IN RESPONSE TO PETITION FOR WRIT OF CERTIORARI

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On October 18, 1993, this Court issued a writ of certiorari in *Security Services, Inc. v. K Mart Corporation*, 114 S.Ct. 341 (1993). That case involves substantially the same issue presented in this case. Accordingly, the Respondent respectfully requests that no action be taken in the matter at bar until the Court has issued its opinion

in *Security Services, Inc. v. K Mart Corporation*, 114 S.Ct. 341.

Respectfully submitted,

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